



*JAN*

## AMENDMENT TRANSMITTAL LETTER

Docket No.  
FIS920040017US1  
Conf #3998

Application No.  
**10/709,999**

Filing Date  
**06/11/2004**

Examiner  
**Dung Anh Le**

Art Unit  
**2818**

Applicant(s): **Michael C. Gaidis et al.**

Invention: **METHOD OF PATTERNING A MAGNETIC TUNNEL JUNCTION STACK FOR A MAGNETO-RESISTIVE RANDOM ACCESS MEMORY**

### TO THE COMMISSIONER FOR PATENTS

Transmitted herewith is an amendment in the above-identified application.

The fee has been calculated and is transmitted as shown below.

CLAIMS AS AMENDED					
	Claims Remaining After Amendment	Highest Number Previously Paid	Number Extra Claims Present	Rate	
Total Claims	<b>19</b>	<b>20</b>	<b>0</b>		
Independent Claims	<b>1</b>	- <b>3</b>	<b>0</b>		
Multiple Dependent Claims (check if applicable)					<input type="checkbox"/>
Other fee (please specify):					
<b>TOTAL ADDITIONAL FEE FOR THIS AMENDMENT:</b>					

Large Entity

Small Entity

No additional fee is required for this amendment.

Please charge Deposit Account No. \_\_\_\_\_ in the amount of \$ \_\_\_\_\_.  
A duplicate copy of this sheet is enclosed.

A check in the amount of \$ \_\_\_\_\_ to cover the filing fee is enclosed.

Payment by credit card. Form PTO-2038 is attached.

The Director is hereby authorized to charge and credit Deposit Account No. **09-0458**  
as described below. A duplicate copy of this sheet is enclosed.

Credit any overpayment.

Charge any additional filing or application processing fees required under 37 CFR 1.16 and 1.17.

*Daryl K. Neff*  
Daryl K. Neff  
Attorney Reg. No.: 38,253

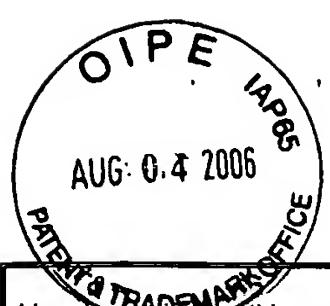
Dated: **August 1, 2006**

I hereby certify that this correspondence is being deposited with the U.S. Postal Service with sufficient postage as First Class Mail, in an envelope addressed to: MS Amendment, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on the date shown below.

Dated: August 1, 2006

Signature: *Daryl K. Neff*

(Daryl K. Neff)



I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: MS Amendment, Commissioner for Patents, Alexandria, VA 22313-1450.

Dated: August 1, 2006

Signature  (Daryll K. Neff)

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: <b>Michael C. Gaidis et al.</b>	Date: <b>August 1, 2006</b>
Serial Number: <b>10/709,999</b>	Examiner: <b>Dung Anh Le</b>
Filed: <b>June 11, 2004</b>	Group Art Unit: <b>2818</b>
	Conf. # <b>3998</b>
Title: <b>METHOD OF PATTERNING A MAGNETIC TUNNEL JUNCTION STACK FOR A MAGNETO-RESISTIVE RANDOM ACCESS MEMORY</b>	Joseph P. Abate IBM Corporation D/18G, B/321, Zip 482 2070 Route 52 Hopewell Junction, NY 12533-6531

### AMENDMENT

MS Amendment  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

In response to the Office Action dated May 1, 2006, applicants submit the following amendments and remarks for the Examiner's consideration.

FIS920040017US1